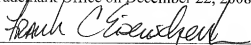


I hereby certify that this correspondence is being electronically filed in the United States Patent and Trademark Office on December 22, 2008.



Frank C. Eisenschenk, Ph.D., Patent Attorney

ELECTION UNDER 35 U.S.C. § 121
Patent Application
Docket No. C.R.109

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Rosanne Kosson
Art Unit : 1652
Applicants : Richard Joseph Fagan, David Michalovich, Simon John White, Christine Power, Melanie Yorke
Serial No. : 10/539,656
Filed : February 27, 2006
Conf. No. : 2922
For : Defensin Proteins

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

ELECTION UNDER 35 U.S.C. § 121 AND
SUPPLEMENTAL PRELIMINARY AMENDMENT

Sir:

Applicants request that the period for response be extended one month through and including December 22, 2008, the fees for which have been paid at the time this Election was filed.

In response to the written Restriction Requirement dated October 21, 2008 in the above-identified patent application, Applicants hereby elect to prosecute the invention of Group 4 (SEQ ID NO: 16), with traverse. Prior to examination, Applicants respectfully request that the subject application be amended as follows: